

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 7062 of 2005

Between:

- 1 S. Laxmi, W/o. S. Jagan,
R/o. 1-1-8/60, Shivapur Colony, Sadasivapet Town, Medak District.
- 2 S. Jagan, S/o. Narayana,
R/o. 1-1-8/60, Shivapur Colony, Sadasivapet Town, Medak District.

..... PETITIONER(S)

AND

- 1 The Superintendent of Police, Medak District at Sangareddy
- 2 The Deputy Superintendent of Police, Sangareddy, Medak District.
- 3 The Circle Inspector of Police, Sadasivapet, Medak District.
- 4 The Sub-Inspector of Police, Sadasivapet Police Station, Medak District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus declaring the action of 4th respondent in calling petitioners to his police station in civil dispute daily is arbitrary, illegal, violation of Article 21 of the Constitution of India and without jurisdiction and consequently direct the 4th respondent not to call the petitioners to his police station in civil dispute daily without registering any case.

Counsel for the Petitioners:MR.K.VENKATESWARLU

Counsel for the Respondents: GP FOR HOME

The Court at the admission stage made the following :

ORDER:

This writ petition is filed seeking a writ of Mandamus declaring that

the action of the 4th respondent, in calling the petitioners daily to his police station in civil disputes, as illegal, arbitrary and violative of principles of natural justice, and to direct the 4th respondent not to call the petitioners to his police station in the matter of civil disputes without registering any case.

Heard both sides.

The petitioners state that there does not exist any justification or basis for the 4th respondent to interfere with the civil dispute between the petitioners and others.

It has been the quite frequent complaint by several people that the police are interfering with the civil disputes and are trying to settle the matters at the police station itself, either by threatening or by taking coercive steps.

In view of the facts and circumstances, it is directed that the respondents shall verify the veracity of the complaint by conducting necessary inquiry/investigation. In the event of the respondents coming to the definite conclusion, upon such inquiry/investigation, that some offence under the Indian Penal Code is made out, then only the respondents will be at liberty to proceed strictly in accordance with law.

With the above observation, the writ petition is closed.

06.04.2005

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To

- 1 The Superintendent of Police, Medak District at Sangareddy
- 2 The Deputy Superintendent of Police, Sangareddy, Medak District.
- 3 The Circle Inspector of Police, Sadasivapet, Medak District.
- 4 The Sub-Inspector of Police, Sadasivapet Police Station, Medak District.

5 2 CCs to the G.P for Home, High Court Buildings, Hyderabad. (OUT)

6 2 CD copies.